

titles by the release of a state claim of its interest to the owners of certain land in Bastrop County."

Passed by the House on April 17, 2001, by the following vote: Yeas 140, Nays 1, 1 present, not voting; passed by the Senate on May 9, 2001, by the following vote: Yeas 29, Nays 0, 1 present, not voting.

Filed with the Secretary of State May 10, 2001.

H.J.R. No. 53

A JOINT RESOLUTION

proposing a constitutional amendment granting the legislature authority to release the state's interest in land that is held by a person in good faith under color of title.

BE IT RESOLVED BY THE Legislature of the State of Texas:

SECTION 1. Article VII, Texas Constitution, is amended by adding Section 2B to read as follows:

Sec. 2B. (a) The legislature by law may provide for the release of all or part of the state's interest in land, excluding mineral rights, if:

(1) the land is surveyed, unsold, permanent school fund land according to the records of the General Land Office;

(2) the land is not patentable under the law in effect before January 1, 2002; and

(3) the person claiming title to the land:

(A) holds the land under color of title;

(B) holds the land under a chain of title that originated on or before January 1, 1952;

(C) acquired the land without actual knowledge that title to the land was vested in the State of Texas;

(D) has a deed to the land recorded in the appropriate county; and

(E) has paid all taxes assessed on the land and any interest and penalties associated with any period of tax delinquency.

(b) This section does not apply to:

(1) beach land, submerged or filled land, or islands; or

(2) land that has been determined to be state-owned by judicial decree.

(c) This section may not be used to:

(1) resolve boundary disputes; or

(2) change the mineral reservation in an existing patent.

(d) This section takes effect January 1, 2002. This subsection expires January 2, 2002.

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 6, 2001. The ballot shall be printed to permit voting for or

PROPOSED CONSTITUTIONAL AMENDMENTS

H.J.R. No. 75, § 1.02

against the proposition: "The constitutional amendment authorizing the legislature to settle land title disputes between the state and a private party."

Passed by the House on March 20, 2001, by the following vote: Yeas 146, Nays 1, 1 present, not voting; passed by the Senate on May 9, 2001, by the following vote: Yeas 29, Nays 0, 1 present, not voting.

Filed with the Secretary of State May 10, 2001.

H.J.R. No. 75

A JOINT RESOLUTION

proposing a constitutional amendment to eliminate obsolete, archaic, redundant, and unnecessary provisions and to clarify, update, and harmonize certain provisions of the Texas Constitution.

BE IT RESOLVED BY THE Legislature of the State of Texas:

ARTICLE 1. CHANGES TO ARTICLE III

SECTION 1.01. Section 25, Article III, Texas Constitution, is amended to read as follows:

Sec. 25. The State shall be divided into Senatorial Districts of contiguous territory, ~~[according to the number of qualified electors, as nearly as may be,]~~ and each district shall be entitled to elect one Senator ~~[- and no single county shall be entitled to more than one Senator].~~

SECTION 1.02. Section 28, Article III, Texas Constitution, is amended to read as follows:

Sec. 28. The Legislature shall, at its first regular session after the publication of each United States decennial census, apportion the state into senatorial and representative districts, agreeable to the provisions of Sections 25 ~~and~~ 26 ~~[- and 26-a]~~ of this Article. In the event the Legislature shall at any such first regular session following the publication of a United States decennial census, fail to make such apportionment, same shall be done by the Legislative Redistricting Board of Texas, which is hereby created, and shall be composed of five (5) members, as follows: The Lieutenant Governor, the Speaker of the House of Representatives, the Attorney General, the Comptroller of Public Accounts and the Commissioner of the General Land Office, a majority of whom shall constitute a quorum. Said Board shall assemble in the City of Austin within ninety (90) days after the final adjournment of such regular session. The Board shall, within sixty (60) days after assembling, apportion the state into senatorial and representative districts, or into senatorial or representative districts, as the failure of action of such Legislature may make necessary. Such apportionment shall be in writing and signed by three (3) or more of the members of the Board duly acknowledged as the act and deed of such Board, and, when so executed and filed with the Secretary of State, shall have force and effect of law. Such apportionment shall become effective at the next succeeding statewide general election. The Supreme Court of Texas shall have jurisdiction to compel such ~~Board~~ ~~Commission~~ to perform its duties in accordance with the provisions of this section by writ of mandamus or other extraordinary writs conformable to the usages of law. The Legislature shall provide necessary funds for clerical and technical aid and for other expenses incidental to the work of the Board, and the Lieutenant Governor and the Speaker of the House of Representatives shall be entitled to receive per diem and travel expense during the Board's session in the same manner and amount as they would receive while attending a special session of the Legislature. ~~[This amendment shall become effective January 1, 1951.]~~